

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 9, 1998

DIVISION TWO

B121005 Canon U.S.A., Inc., et al.
v.
Superior Court, Los Angeles County
(Rhulen Company, Inc., et al., r.p.i.)

Filed order modifying opinion. (No change in the judgment)

B111602 People (Not for Publication)
v.
Buono

The Court:

The judgment is affirmed.

Fukuto, Acting P.J., Nott, J., Zebrowski, J.

B115021 Orange World, Inc. (Not for Publication)
v.
Department of Industrial Relations, etc.

The judgment is affirmed. The department's motions to dismiss the appeal and for sanctions are denied.

Fukuto, J.

We concur: Boren, P.J.
Zebrowski, J.

DIVISION THREE

Court convened at 9:30 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., and Valorie Gray, Deputy Clerk.

Each of the following:

B117158 Dept. of Children & Family Services v. James F.

B117556 People v. Seide

B111143 People v. Kendalla

B107051 Friedman v. Marik

B117814 Trihn v. Phan

Argument waived, cause submitted.

B107683 Avakemian

B113900 v.

Barnes

Merits:

Argued by J. Brian Urtnowski for respondent. Argument waived by appellant. Supplemental letter brief of respondent due on December 14, 1998. Submission deferred.

B117880 Olivar

v.

Welther

Merits:

Argued by John F. Shellabarger for appellant and by Peter C. VerHalen for respondent. Cause submitted.

B115759 People

v.

Somoza

Merits:

Argued by John L. Staley for appellant and by Kerrigan Keach, deputy attorney general for respondent. Cause submitted.

DIVISION THREE (Continued)

B110191 Ades
 v.
 Young, et al.

Merits:
Argued by Robert Bretz for appellant and by Rory Hernandez and Gregory Oxford for respondents. Cause submitted.

B115795 Robinson
 v.
 Summerville Hotel Corp.

Merits:
Argued by Peter Salomone for appellant and by Charles K. Collins for respondent. Cause submitted.

B112567 People v. Turner
B123779 In Re David Turner on Habeas Corpus

Merits:
Argued by Phillip M. Brooks for appellant and by Frederick Grab, deputy attorney general for respondent. Cause submitted.

B120649 Zhang
 v.
 County of Los Angeles

Merits:
Argued by Clint Feddersen for appellant and by Cindy S. Lee for respondent. Cause submitted.

DIVISION THREE (Continued)

B116702 Lyddon
 v.
 Owens

Merits:

Argued by Robert A. Miller for appellant; Peter Dion-Kindem for respondent and by Kim Pearman for amicus curiae. Cause submitted.

B108004 Panipinto
 v.
 Hughes Aircraft Company

Merits:

Argued by Michelle Hiepler for appellant and by Eric Emanuel for respondent. Cause submitted.

B117594 Dale
 v.
 Great Western Bank, et al.

Merits:

Argued by James G. Faust for appellant and by Scott Stilman and Bruce Thornton for respondents. Cause submitted.

The court recessed at 12:30 P.M.

The court reconvened at 2:00 P.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., and Valorie Gray, Deputy Clerk.

B112568 Zelig
 v.
 County of Los Angeles

Merits:

Argued by Edward Medvene for appellant and by Steven J. Renick for respondent. Cause submitted.

DIVISION THREE (Continued)

B115004 Pioneer Magnetis, Inc., et al.
B118943 v.
Gindoff

Merits:

Argued by Philip C. Putnam for appellant and by Joel Mark for respondent.
Cause submitted.

B116855 Koh
v.
First Federal Savings Bank of Calif.

Merits:

Argued by Samuel T. Rees for appellant and by Mark Robbins for
respondent. Cause submitted.

The court adjourned at 5:00 P.M.

DIVISION FOUR

B122077 People (Not for Publication)
v.
Tucker

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

B120828 Dept. of Children & Family Services (Not for Publication)
v.
Sharon B.

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.
Curry, J.

December 9, 1998-Continued

DIVISION FOUR (Continued)

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The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B124168 People (Not for Publication)
v.
Michael G.

The order continuing wardship is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B110683 People (Not for Publication)
v.
Ruiz

The order striking the serious felony prior conviction for the purpose of sentencing is reversed. The sentence is vacated, and the matter is remanded for resentencing in accordance with the views expressed in this opinion. In all other respects, the judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Stone, P.J., Gilbert, J., Yegan, J., and G. Bents, Deputy Clerk.

B103158 Bailey v. Peck-Jones

Cause ordered off calendar.

B115544 Stuart v. San Luis Obispo Paints

Argument waived, cause submitted.

B118553 Seaboard
v.
Post-Harvest

Appearances:

Charles J. Conway, Jr. for appellant and by Byron J. Lawler for respondent.
Argument waived, cause submitted.

B116324 Squire
v.
Peterson & Fisher

Appearances:

William Fisher, appellant in propria persona, Rose Skovard-Peterson,
appellant in propria persona and Richard D. Marks for respondent.
Argument waived, cause submitted.

B119146 Cohn
v.
Colby

Merits:

Argued by Douglas B. Foster for appellant and by Robert L. Kern for
respondent. Cause submitted.

DIVISION SIX (Continued)

B117998 Moore
 v.
 First Bank of San Luis Obispo

Merits:
Argued by Clark Rivera for appellant and by James E. Smith for
respondent. Cause submitted.

B114453 Tilley
 v.
 Schulte

Merits:
Argued by Eric J. Parkinson for appellant and by Glenn Cornell for
respondent. Cause submitted.

B119028 Heneen
 v.
 Heneen

Merits:
Argued by Fouad Heneen, appellant in propria persona, and argument
waived by respondent. Cause submitted.

Court recessed at 10:40 A.M.

Court reconvened at 1:30 P.M.

Present: Stone, P.J., Gilbert, J., Yegan, J., Coffee, J., and G. Bents, Deputy Clerk.

B115102 Chandler v. ABC Broadcasting

Cause continued to January, 1999, calendar.

DIVISION SIX (Continued)

B117245 Marriage
 of
 Arnold

Merits:
Argued by Anna S. Karzag for appellant and by Daniel A. Murphy for respondent. Cause submitted.

B124896 Cohen
 v.
 Phillips

Merits:
Argued by Jerome Zamos for appellant and by Charles S. Bargiel for respondent. Cause submitted.

B124896 Williams
 v.
 City of Oxnard

Merits:
Argued by Carroll Dean Williams, appellant in propria persona, and by Jeffrey Held for respondent. Cause submitted.

B115339 Austram U.S., Inc.
 v.
 Bank of America

Merits:
Argued by Randall H. Kennon for respondent. Counsel for appellant having failed to appear, cause submitted.

B117028 Pethany Power
 v.
 Long Term Credit Bank of Japan

Merits:
Argued by Craig M. Hunt for appellant and by Lisa R. Ousterling for respondent. Cause submitted.

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DIVISION SIX (Continued)

B118165 Posthuma
v.
Amerigas Propane, Inc.

Merits:
Argued by Paul S. White for appellant and by Rosario Perry for respondent.
Cause submitted.

Coffee, J. leaves the bench.

B121161 Letters
v.
Berube

Merits:
Argued by Walter H. Walker, III for appellant and by Jon Kasimov for respondent. Cause submitted.

Court adjourned at 4:08 P.M.

DIVISION SEVEN

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The judgment under review is affirmed.

Johnson, J.

We concur: Lillie, P.J.
 Neal, J.

December 9, 1998-Continued

DIVISION SIX (Continued)

B121164 People (Not for Publication)
v.
Erick F.

The order under review is affirmed.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.